

**CITY COUNCIL MEETINGS OF THE CITY COUNCIL OF THE CITY OF LEON VALLEY,
TEXAS, JANUARY 19, 2010**

The City Council of the City of Leon Valley, Texas, met on the 19th day of January 2010 at 7:00 p.m. at the Leon Valley City Council Chambers, at 6400 El Verde Road, Leon Valley, Texas, for the purpose of the following business, to-wit:

REGULAR CITY COUNCIL MEETING - 7:00P.M.

Call to order and Pledge of Allegiance.

Mayor Riley called the Regular City Council Meeting to order at 7:03 p.m. and asked that the minutes reflect that all the members of Council were present: Garcia, Reyna, Baldrige, Dean, and Nelson.

City Manager Lambert, City Secretary Feutz, City Accountant Wallace, Public Works Director Vick, Fire Chief Irwin, Economic Development Director Ryan, Assistant Public Works Director Stolz, HR Officer/Assistant City Secretary Caldera and Assistant City Attorney Onion were also present.

Mayor Riley asked daughters of Employee of the Month Sylvia Gomez: Melanie, Amy, and Jennifer, to lead the assembled group in reciting the Pledge of Allegiance.

Presentation of Employee of the Month Award (Lambert)

City Manager Lambert presented the January 2010 Employee of the Month award to Sylvia Gomez, Administrative Assistant for the Economic Development Department. He stated that her colleagues have recognized her dedication and work ethic and her supervisor recommended her for her creative and excellent customer service. Mr. Lambert described Ms. Gomez's work with the City since 2005 coordinating the leasing of both the Community and Conference Centers and serving as the liaison for the Community Events Committee. Mr. Lambert presented Ms. Gomez with a boxed commemorative employee excellence coin and thanked her for her work for the city. Everyone applauded Ms. Gomez's award.

Citizens to be heard and time for objections to the Consent Agenda.

Mayor Riley asked Councilmembers if they wished for anything on the Consent Agenda to be removed for further discussion.

Councilmember Nelson asked that a correction be made to the minutes of January 5, 2010's Regular City Council Meeting to reflect that the plans for decorative lighting along Poss Road was only between Bandera Road and Evers Road on page 6.

Consider action to approve minutes of the Regular City Council Meeting of January 5, 2010 (Feutz).

A motion was made by Councilmember Nelson, seconded by Councilman Reyna, to approve the minutes as corrected. Upon vote, the corrected minutes were approved.

Hearing no further objections, Mayor Riley asked if anyone in the audience wished to speak for the "Citizens to the Heard" portion of the meeting.

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Seeing no one to come forward for the "Citizens to be heard" portion of the meeting, Mayor Riley asked for a motion to approve the following Consent Agenda items:

Consent Agenda

Consider approval of Quarterly Investment Report - October 1, 2009 - December 31, 2009 (Wallace).

Consider approval of Resolution appointing a new member to the Bandera Road Site - Community Advisory Group (CAG) - Robert Tome (Mayor Riley).

Consider action on M&C # 01-12-10 - a request to authorize the City Manager to enter into a five-year interlocal agreement between the San Antonio Water System (SAWS) and the City of Leon Valley to provide billing services for the storm water program and sanitary sewer service (Stolz).

Consider action on a Resolution ordering a General Election in the City of Leon Valley, Texas, to be held jointly with Bexar County, on the 8th day of May 2010, for the purpose of electing a Mayor, Council Place No. 2, and Council Place No. 4 by the qualified voters of the City of Leon Valley; authorizing the City Manager to contract with the Bexar County Elections Administrator for the conduct of said election, and providing details relating to the conduct of holding the election (Feutz).

Tomar una decisión sobre una Resolución que ordena que se lleven a cabo Elecciones Generales en la Ciudad de Leon Valley, Texas, junto con las del Condado de Bexar, el día 8 de mayo del 2010, con el fin de que los electores calificados de la Ciudad de Leon Valley elijan Alcalde, un Concejal para el lugar No. 2 del Concejo y un Concejal para el lugar No. 4 del Concejo; y que autoriza al Presidente Municipal a que celebre un contrato con el Administrador Electoral del Condado de Bexar para que se lleven a cabo dichas elecciones y que proporcione los detalles con respecto a la realización de las elecciones.

A motion was made by Councilman Reyna, seconded by Councilmember Nelson, to approve the Consent Agenda items numbers five through eight (5-8), as listed above. Upon unanimous vote, Mayor Riley announced the motion carried.

Action Agenda

Presentation of the FY 2009 Audit by Holtman, Wagner & Company, L.L.P. and a request for Council consideration of M&C # 01-13-10 - a request for approval of the Comprehensive Annual Financial Report for Fiscal Year 2009 (P. Wagner/V. Wallace).

Auditor Pat Wagner of Holtman, Wagner, and Company presented an overview of the audit performed of the financial condition of the City of Leon Valley for the Fiscal Year which ended on September 30, 2009. Ms. Wagner noted the Certificate of Achievement for Excellence in Financial Reporting that was again awarded for the efforts of the City's Accountant Vickie Wallace and for the standards set by the City. Ms. Wagner noted that the Leon Valley

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Economic Development Corporation was listed as a component unit in this year's report. She noted that the three goals for municipal investments consider safety, then liquidity, and then return. She noted that the City's investments in TexPool were safe, liquid, but that the return was weak. In response to interest expressed by members of Council and the City Manager for an investment tool that may bring a higher yield, but at a higher risk, Ms. Wagner discouraged the change. Ms. Wagner reported that the City had a healthy fund balance to cover approximately five and one-half months' of expenses in reserve, which she declared was about average. Councilmembers continued to recommend that investment tools that may yield a higher return should be reviewed and considered in the future.

This year's audit again carried a note to develop an anti-fraud policy, but Ms. Wagner noted that the City had very good internal controls. Councilmembers expressed their reserve about starting a program that may duplicate internal controls already in place in Leon Valley. Ms. Wagner also noted that the Economic Development Corporation needed to approve an investment policy before the next audit.

Questions from Councilmembers on details of the financial reports were answered by both the auditor and City Accountant Wallace and minor typographical errors were noted to be corrected on page 87 - to correct Harland Clarke's name spelling, and to add the Economic Development Department to the City's organizational chart.

A motion was made by Councilman Reyna, seconded by Councilman Garcia to approve the Comprehensive Annual Financial Report for FY 2009 with the correction amendments. Upon unanimous vote, Mayor Riley announced the motion carried.

Consider action on a Resolution requesting CPS Energy approve an extension of 18 months for the City to use expiring CPS Energy Community Infrastructure and Economic Development (CIED) Funds (Lambert).

City Manager Lambert addressed Council explaining that Mayor Riley, Councilmember Baldridge, and he had met with CPS Energy's Interim General Manager Jelynn LeBlanc-Burley the previous week to discuss franchise fee agreement negotiations and the extension of the use of CIED funds with the Suburban Cities Alliance members. He presented wording for a proposed resolution asking CPS Energy to grant the City of Leon Valley an 18-month extension on the use of accumulated CIED funds which were due to expire January 31, 2010. Mr. Lambert reported that he was also working with CPS Energy's representative, James McAden, and had been encouraged to submit the resolution asking for the extension.

Following discussion on options to use the funds and the possible need for a future emergency meeting if the extension was not granted, a motion was made by Councilman Reyna, seconded by Councilmember Dean, to approved the resolution as presented. Upon unanimous vote, Mayor Riley announced the motion carried. Mr. Lambert announced he would deliver the signed Resolution to CPS Energy the next day.

Discussion Agenda

City Manager's report.

A. Monthly Reports and Financial Report for the Month of December 2009

1. City Secretary Feutz presented an oral report to Council on the activities of the

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Office of the City Secretary and projects being worked by the City Secretary, the Human Resources Officer, and the Administrative Assistant.

2. City Manager Lambert reviewed the monthly financial reports of revenues and expenses for the General Fund accounts, the Water and Sewer Funds, the Community Center Funds, Street Maintenance Sales Tax Fund, and the Trade and Market Day finances. He reported that sales tax was down about 3.7% from the previous time period last year and permits, licenses, and fees were also down. Mr. Lambert reported that revenue from Hotel Occupancy Taxes were also down by about 6% and he reported that the manager from the Super 8 Motel continue to ask for City intervention to have TxDOT provide signage on Loop 410 to his business off Wurzbach Road.

Mr. Lambert and the City Accountant reported on the start of on-line bill payments being accepted for water bills and court citations beginning February 1, 2010. City Accountant Wallace explained how the process would work and the safeguards built into the system. She announced that paperless water bills for the Leon Valley water system customers would also be coming soon for those citizens who no longer wanted to continue receiving paper bills. She informed Council that explanations of the new services would be included in the next Lion's Roar and in an upcoming press release.

Mr. Lambert also informed Council that the bids would be going out in February for the street maintenance program. He stated the engineer was working on the program.

- B. Updates on meeting of Greater Bexar County Council of Cities and report on FEMA Digital Flood Insurance Rate Maps in response to questions of**
- Mr. Lambert reported that digital flood rate maps would be released in March of 2010 and the City must consider those maps and vote on them by September 2010. Mr. Lambert reported that Daniel Bee had submitted a claim that the creek flow from above Aids Drive had been diverted by an earlier City Engineer and a resident on Aids Drive causing his clients' properties to be responsible for drainage improvements before future development. Mr. Lambert explained that Mr. Bee's request asks Council to reject the proposed flood insurance maps so that the creek can be rerouted by removing Mr. Alcocer's house on Aids drive. He reported that the request and reports submitted by Mr. Bee were sent to SIA Engineering. Mr. Lambert reported that Mr. Alcocer stated that he didn't divert the creek which flows onto his property toward Huebner Creek and that the city has no proof that the creek was ever diverted as Mr. Bee claims.

Monica Donahue Alcocer addressed Council stating that Mr. Bee does not speak to her family and she stated Mr. Bee has not done any survey on their property and that nothing that he says about their property is true. She recounted the difficulties her family had in building their house to meet the engineering requirements of the then city engineer.

Mr. Lambert stated that not approving the proposed FEMA maps will have city-wide implications as FEMA will then not authorize the City's participation in the

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flood insurance program.

C. Report on CDBG bridge and FEMA restrictions

Mr. Lambert reported that the City will be required to increase the height of the planned park bridge, as no waiver was approved for its construction. He stated that the City will ask that if we cannot construct the bridge, can we reprogram the funds to the Community Center renovations. He explained that in the next six months the city must submit any reprogramming requests for this grant funding.

D. Lion's Roar - next issue February 2010

Mr. Lambert reminded everyone that the deadline for articles to be included in next month's Lion's Roar was 5:30 p.m. of January 25, 2010.

Citizens to be heard.

Resident Al Uvietta commented on a contact he had recently had with one resident who had originally complained about the park trails being constructed behind her home, and who now told him that she recommended the trail program be expanded.

Announcements by Councilmembers and Mayor.

A. Reminders of social, ceremonial or community events:

1. Update on Earthwise Living Day Event - Feb. 27, 2009
2. VIA SmartWaysSA Open House and Presentation - Jan. 27, 2010 - 6:30 p.m.

B. Greater Bexar County Council of Cities (GBCCC) Election of new VIA Board member

Mayor Riley announced that Stephen Allison was elected by acclamation by VIA suburban cities to represent them on the VIA Board of Trustees for the Greater Bexar County Council of Cities.

C. Update on 2010 Census Meeting (Councilmember Baldrige)

Councilmember Baldrige reported on an opening ceremony that she attended at a nearby Census office. She reported on job opportunities available with the Census collection and the importance of everyone to completing their census forms and participating in the census collection. Councilman Reyna announced that he would also be attending a Census meeting.

D. Bandera Road Site - Community Advisory Group quarterly meeting - Jan. 28, 2010

Mayor Riley reminded everyone of this quarterly meeting at the Community Center at 5:30 p.m.

E. Community Outreach Project with Pastor Pat Dubois

Mayor Riley announced that Rev. Pat Dubois had informed her of an outreach project his church and the Lutheran Church of the Resurrection are providing to feed 65 people who live in the Leon Valley area. She welcomed any support from the community. She also reported that Pastor Dubois was working with the City Park Commission and with the 4th of July celebration for this year.

Councilman Reyna reported that he had recently attended an officers' training meeting as the

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TML Region 7 President. He also reported on the next TML Region 7 meeting which would be held in Schertz on April 15, 2010. He also encouraged Councilmembers' attendance at educational programs offered by Houston/Galveston region's elected officials.

Adjourn.

Mayor Riley that when the motion to adjourn was made, that it be dedicated in memory of the 73rd District Court Judge Andy Mireles, who passed away in December.

Hearing no further business or discussion, a motion was made to adjourn with the dedication in memory of Judge Andy Mireles by Councilman Reyna, seconded by Councilmember Baldrige. Mayor Riley announced the meeting adjourned at 9:00 p.m.

Mayor Chris Riley

Marie Feutz
City Secretary

Approved by unanimous vote of City Council at the February 2, 2010 Regular City Council Meeting.